

SUPREME COURT OF VIRGINIA



SUPREME COURT BUILDING
100 NORTH NINTH STREET
RICHMOND, VIRGINIA 23219
(804) 786-2259

Granted Appeal Summary

Case

BRIAN C. POTTER, PERSONAL REPRESENTATIVE OF THE ESTATE OF DANIEL C. POTTER, DECEASED v. BFK, INC.
(Record Number 191716)

From

The Circuit Court of Loudoun County; J. Irby, Judge.

Counsel

Jon D. Pels (The Pels Law Firm L.L.C.) for appellants.

Dawn E. Boyce (Bancroft, McGavin, Horvath & Judkins, P.C.) for appellee.

Assignments of Error

1. The Court erred in ruling that the classifier was not equipment because the classifier was not fully assembled at the factory.
2. The Court erred in ruling that the classifier was not equipment because the classifier could not be used separate from this particular silo assemblage.
3. The Court erred when it ruled that the classifier was not mechanized.
4. The Court erred in ruling that the classifier was not equipment because there are multiple companies that make classifiers; and that classifiers are not very specialized equipment.